

**COMBINED DECLARATION FOR PATENT
APPLICATION AND POWER OF ATTORNEY**

As below named inventors, we hereby declare that:

Our residence, post office address and citizenship are as stated below next to our names.

We believe we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled:
VITAMIN D ASSAY

the specification of which (check one)

 X is attached hereto.

 was filed on in the United States Patent and Trademark Office as Application Serial No. and was amended on N/A (if applicable).

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

We hereby claim foreign priority benefits under Title 35, United States Code, Section 119 or 365 of any foreign application(s) for patent or inventor's certificate or PCT International Application(s) which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate or PCT International Application which designated at least one country other than the United States of America filed by us on the same subject matter having a filing date before that of the application(s) on which priority is claimed:

Priority Claimed

N/A				
(Application No.)	(Country)	(Filing Date)	Yes	No

We hereby claim the benefit under Title 35, United States Code, Section 119(e) of any United States Provisional Application(s) listed below:

60/438,385	January 7, 2003
(Application No.)	(Filing Date)

We hereby claim the benefit under Title 35, United States Code, Section 120 of any United States Application(s) or any PCT International Application(s) designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International Application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, we acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

N/A		
(Application No.)	(Filing Date)	(Status)
		(patented, pending/abandoned)

We hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith: Terry L. Wiles (Reg. No. 29,989), Patrick J. O'Connell (Reg. No. 33,984), and Miriam G. Simmons (Reg. No. 34,727).

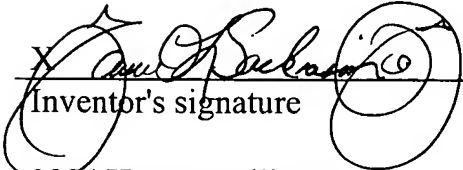
Address all telephone calls to: Patrick J. O'Connell at (612) 334-8989.
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Address all correspondence to: Patrick J. O'Connell, Popovich & Wiles, PA, Suite 1902, IDS Center, 80 South 8th Street, Minneapolis, Minnesota 55402-2111.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Docket Number: DIA1001US
Declaration for Patent Application

James L. Sackrison
Full name of first joint inventor

X 
Inventor's signature

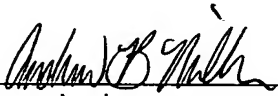
OCTOBER 23, 2003
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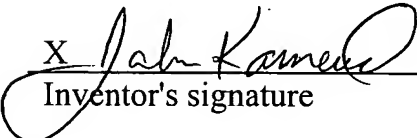
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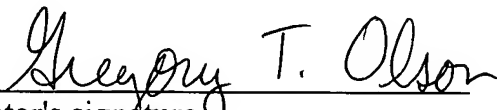
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